

By Love.

S. B. No. 21.

**A BILL****To Be Entitled**

An Act amending Article 727A of the Code of Criminal Procedure of the State of Texas relating to the use of evidence obtained in violation of any provisions of the Constitution or laws of the State of Texas, or of the Constitution of the United States of America, so as to eliminate reference to the laws of the United States; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 727A, of the Code of Criminal Procedure of the State of Texas, of 1925, be and the same is hereby amended to hereafter read as follows:

"Article 727A. No evidence obtained by an officer or other person in violation of any provisions of the Constitution or laws of the State of Texas, or of the Constitution of the United States of America, shall be admitted in evidence against the accused on the trial of any criminal case.

Sec. 2. The public interest in the subject involved in this bill and the fact that prompt action is necessary in order to effect the passage hereof at this Called Session of the Legislature creates an emergency and an imperative public necessity requiring that the constitutional rule that bills be read on three several days be and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

**EIGHTH DAY.**

Senate Chamber,  
Austin, Texas.

Wednesday, June 12, 1929.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Gainer.
Berkeley.	Greer.
Cousins.	Hardin.
Cunningham.	Holbrook.
DeBerry.	Hornsby.

Hyer.

Love.

McFarlane.

Miller.

Moore.

Neal.

Parr.

Parrish.

Patton.

Pollard.

Russek.

Small.

Stevenson.

Thomason.

Westbrook.

Williamson.

Wirtz.

Witt.

Woodul.

Absent—Excused.

Martin.

Woodward.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday the same was dispensed with on motion of Senator Small.

**Petitions and Memorials.**

(See Appendix).

**Committee Reports.**

(See Appendix).

**Bills and Resolutions.**

By Senator Parr:

S. B. No. 118, A bill to be entitled "An Act creating the 113th Judicial District Court for Nueces County; etc., and declaring an emergency."

The bill was read first time and referred to Committee on Judicial Districts.

By Senator Woodul:

S. B. No. 119, A bill to be entitled "An Act to amend Art. 1265, Chapter 20, Title XXVIII of the Revised Civil Statutes of the State of Texas of 1925, and providing methods by which any city having a population of 100,000 and under 150,000 as shown by the preceding Federal census, may extend its boundary limits and annex additional territory adjacent or contiguous to such city, and declaring an emergency."

The bill was read first time and referred to Committee on Towns and City Corporations.

By Senator Woodul:

S. B. No. 120, A bill to be entitled "An Act to amend Article 1520 of the Revised Civil Statutes of 1925 so as to define the powers of Loan and Brokerage Companies, and prescribing the capital required and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Small:

S. B. No. 121, A bill to be entitled "An Act fixing the compensation of District Attorneys in each Judicial District composed of two or more counties; prescribing how the same shall be paid; and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Small:

S. B. No. 122, A bill to be entitled "An Act authorizing Independent School Districts in certain classes of counties to dispose of real property not needed for school property; and declaring an emergency."

The bill was read first time and referred to Committee on Educational Affairs.

By Senator Woodul:

S. B. No. 123, A bill to be entitled "An Act providing for the conversion of interurban lines of railway in Texas into standard steam railroads, setting forth the conditions prerequisite to such conversion; and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Wirtz:

S. B. No. 124, A bill to be entitled "An Act fixing the compensation of District Attorneys in each Judicial District in this State containing four or more counties having a combined population, according to the 14th census of the U. S. of the year 1920, of not less than 104,100 and not more than 104,200; prescribing how the same shall be paid; and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Thomason:

S. B. No. 125, A bill to be entitled "An Act re-appropriating and extending the appropriation made for the Texas Department of Forestry of the A. and M. College for the purchase of forest land in the long-leaf pine section; etc., and declaring an emergency."

The bill was read first time and referred to Committee on Finance.

By Senator Hornsby:

S. B. No. 126, A bill to be entitled "An Act providing that in all coun-

ties where the County Attorney performs the duties of the County Attorney and District Attorney, the County Attorney may appoint one or more assistants who need not possess the qualifications provided for County Attorneys; etc., and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Parr:

S. B. No. 127, A bill to be entitled "An Act defining an emigrant agent, providing for the regulation and supervision of the business of Emigrant Agents; etc., and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Greer:

S. B. No. 128, A bill to be entitled "An Act validating, ratifying and approving the Acts and proceedings of the county board of school trustees relating to annexation of territory to certain independent school districts; and declaring an emergency."

The bill was read first time and referred to Committee on Educational Affairs.

By Senators Martin and Moore:

S. B. No. 129, A bill to be entitled "An Act authorizing any water improvement district to create emergency loans and issue interim bonds for the purposes; etc., and declaring an emergency."

The bill was read first time and referred to Committee on Mining, Irrigation, and Drainage.

#### Simple Resolution No. 9.

Senator Witt sent up the following resolution:

Resolved by the Senate of Texas as a token of respect to our esteemed Secretary, Hon. Bob Barker, that a Committee of three Senators be appointed to attend the funeral of his daughter, Mrs. Maurice Barker McFarlane, which funeral is to be held on this day in the city of San Antonio and that the President be authorized to appoint said Committee.

Witt, Miller, Hyer, Patton, Thomason, Beck, Berkeley, Woodward, Woodul, Cunningham, Moore, Cousins, Gainer, DeBerry, Hardin, Greer,

Love, Hornsby, Holbrook, McFarlane, Neal, Martin, Parrish, Small, Parr, Stevenson, Russek, Pollard, Westbrook, Wirtz, Williamson.

Read and unanimously adopted.

The Chair appointed Senators Patton, Miller, and Thomason.

#### Executive Session Set.

On motion of Senator Williamson, the Senate voted to go into executive session at 11:45 o'clock a. m. today and that the Committee on Governor's Nominations be instructed to report at that time.

#### Senator Excused.

On motion of Senator Williamson, Senator Woodward was excused for the day on account of important business.

#### Message from the Governor.

The Chair recognized the Doorkeeper, who introduced a messenger from the Governor with the following message:

Executive Office,  
June 12, 1929.

To the Members of the Forty-First Legislature:

In addressing the Legislature on June fourth I intended to open the subject of prison reform for your consideration. There seems to be some question as to whether that subject was opened, and it is the purpose of this message to open for your consideration the subject of enacting laws to provide for the concentration and modernization of our Texas Prison System.

The pressing importance of this matter is emphasized by the calamitous overflow which the Prison System is now suffering. I hope very much that the differences of opinion existing upon this subject can be composed, and that the Legislature will enact a bill giving the Prison Commission authority to formulate plans for the concentration of the System, and report these plans to the Legislature.

Respectfully submitted,  
DAN MOODY,  
Governor.

Executive Office,  
Austin, Texas, June 11, 1929.  
To the Senate of the State of Texas,  
Capitol.

Gentlemen: I have appointed, subject to your confirmation, Mr.

S. C. Tisdale, as Public Weigher in and for the city of Port Lavaca, Calhoun County, Texas. His statutory endorsement is on file in this office.

Respectfully submitted,  
DAN MOODY,

Governor.

The message was read and referred to the Committee on Governor's Nominations.

#### House Bill No. 8.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 8, A bill to be entitled "An Act appropriating the sum of eighteen thousand, seven hundred and fifty dollars (\$18,750), or so much thereof as may be necessary for the compensation and expenses of the Commissioner appointed by the Supreme Court of the United State under the decree of that Court based upon its opinions of December 5, 1927, and April 9, 1928, in cause No. 2, Original in Equity, October Term, 1927, styled State of New Mexico, Complainant, vs. State of Texas, to locate and mark upon the ground the boundary line between the State of Texas under the judgment of said Court, and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 8 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Galner.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent.

Russek.

**Absent—Excused.**

Martin. Woodward.

The bill was read third time and finally passed by the following vote:

Yeas—28.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent.

Russek.

Absent—Excused.

Martin. Woodward.

**House Bill No. 54.**

The Chair laid before the Senate on its second reading the following bill.

H. B. No. 54, A bill to be entitled "An Act to appropriate fifteen thousand dollars (\$15,000.00) to the State Department of Agriculture, to be used by the Commissioner of Agriculture as an emergency fund to pay salaries and traveling expenses of inspections and general office expenses of the Department of Agriculture, and to pay damages for fruit destroyed and other claims and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 54 was put on third reading and final passage, by the following vote:

Yeas—29.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	McFarlane.
Greer.	Miller.

Moore.	Thomason.
Neal.	Westbrook.
Parr.	Williamson.
Parrish.	Wirtz.
Patton.	Witt.
Pollard.	Woodul.
Small.	Woodward.
Stevenson.	

Absent—Excused.

Martin. Russek.

The bill was read third time and finally passed by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	

Absent—Excused.

Martin. Woodward.

**Senate Bill No. 4.**

The Chair laid before the Senate on its third reading the following bill:

By Senator Pollard:

S. B. No. 4, A bill to be entitled "An Act making appropriation for the support and maintenance of the State Government for the two-year period beginning September 1, 1929, and ending August 31, 1931, and for other purposes and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The bill was read third time.

Senator Hyer moved the previous question on the final passage of the bill. The motion was lost by the following vote:

Yeas—13.

Beck.	Parr.
Gainer.	Parrish.
Hornsby.	Pollard.
Hyer.	Russek.

Stevenson. Witt.  
Thomason. Woodul.  
Westbrook.

Nays—14.

Berkeley. Love.  
Cousins. McFarlane.  
Cunningham. Miller.  
DeBerry. Neal.  
Greer. Small.  
Hardin. Williamson.  
Holbrook. Wirtz.

Absent.

Moore. Patton.

Absent—Excused.

Martin. Woodward.

Senator Berkeley sent up the following engrossed rider:

Amend S. B. No. 4, page 23, immediately following line 32 by adding a new section known as Section 32A, "Rio Grande Compact Commission" to pay the salary for the Texas Commissioner for the year ending August 31, 1930, \$3000.00. And for the year ending August 31, 1931, \$3000.00. To pay engineering and traveling expenses for the year ending August 31, 1930, \$4000.00. And for the year ending August 31, 1931, \$4000.00.

BERKELEY.

The rider was read and adopted by the following vote:

Yeas—26.

Beck. Moore.  
Berkeley. Neal.  
Cousins. Parr.  
Cunningham. Patton.  
DeBerry. Pollard.  
Gainer. Russek.  
Hardin. Small.  
Holbrook. Stevenson.  
Hornsby. Thomason.  
Hyer. Williamson.  
Love. Wirtz.  
McFarlane. Witt.  
Miller. Woodul.

Nays—1.

Greer.

Absent.

Parrish. Westbrook.

Absent—Excused.

Martin. Woodward.

Senator Love sent up the following engrossed rider:

Amend Senate Bill No. 4 by inserting between lines 14 and 15 on Page 17 of the printed bill the following:

"The sum of \$9,650.00 is hereby appropriated out of the State Treasury to be used by the State Board of Control for the following purposes:

Removing the remains of James Pinckney Henderson from Washington, D. C. to the State Cemetery at Austin.....	\$750.00
Removing present monument at his grave to Austin.....	150.00
Removing the remains of Peter Hansborough Bell from Littleton, North Carolina to the State Cemetery at Austin.....	750.00
Erecting monument.....	250.00
Removing the remains of Kenneth L. Anderson from Anderson, Texas, to the State cemetery at Austin.....	350.00
Erecting monument.....	250.00
Removing the remains of Jesse Billingsley from McDade, Bastrop County, to the State Cemetery at Austin.....	250.00
Present monument to be used.	
Removing the remains of Jesse Grimes from Grimes County, to the State Cemetery at Austin.....	350.00
Present monument to be used.	
Removing the remains of Oliver Jones from Houston to the State Cemetery at Austin.....	350.00
Erecting monument.....	250.00
Removing the remains of W. B. Scates from Fayette County to the State Cemetery at Austin.....	350.00
Erecting monument.....	250.00
Erecting monument to Robert J. Calder at Richmond	250.00
Erecting monument to Stephen Crosby at Austin.....	250.00
Removing the remains of Moseley Baker from Houston to the State Cemetery at Austin.....	350.00
Repairing and removing present slab over grave.....	100.00

Removing the remains of John A. Greer from San Augustine County to the State Cemetery at Austin 350.00  
 Erecting monument 250.00  
 Removing the remains of Richard Ellis from Bowie County (if found) to the State Cemetery at Austin 350.00  
 Searching for grave of Richard Ellis 100.00  
 Present monument to be used.  
 Removing the remains of Hardin R. Runnels from Bowie County, to the State Cemetery at Austin 350.00  
 Repairing and removing present marble slab 100.00  
 Removing the remains of Rev. James C. Wilson from Gonzales County to the State Cemetery at Austin 350.00  
 Erecting monument 250.00  
 Removing the remains of Robert M. Williamson from Wharton to the State Cemetery at Austin 350.00  
 Erecting monument 250.00  
 Removing the remains of Robert Potter from Marion County to the State Cemetery at Austin 450.00  
 Erecting monument 250.00  
 Erecting monument to Alexander Horton at San Augustine 250.00  
 Erecting monument to Robert A. Irion at Nacogdoches 250.00

The foregoing itemization of the amounts is merely an estimate and shall not prevent the Board of Control from using said lump sum to accomplish the purposes of the Act, even though it may be necessary to spend more or less within the total than the various items above shown, to accomplish the purpose of this Act.

The rider was read.

Senator Parr moved the previous question on the rider and the bill. The motion prevailed by the following vote:

Yeas—18.

Beck.	Love.
Cousins.	Moore.
Gainer.	Parr.
Hardin.	Parrish.
Hornsby.	Patton.
Hyer.	Pollard.

Russek.	Westbrook.
Stevenson.	Witt.
Thomason.	Woodul.

Nays—11.

Berkeley.	Miller.
Cunningham.	Neal.
DeBerry.	Small.
Greer.	Williamson.
Holbrook.	Wirtz.
McFarlane.	

Absent—Excused.

Martin.	Woodward.
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The rider was adopted by the following vote:

Yeas—24.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Moore.	Witt.
Neal.	Woodul.

Nays—4.

Greer.	Miller.
McFarlane.	Small.

Absent.

Gainer.

Absent—Excused.

Martin.	Woodward.
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The bill as amended finally passed by the following vote:

Yeas—21.

Beck.	Pollard.
Berkeley.	Russek.
Cousins.	Small.
Hardin.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Neal.	Wirtz.
Parr.	Witt.
Parrish.	Woodul.
Patton.	

Nays—7.

Cunningham.	DeBerry.
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Greer.  
Holbrook.  
McFarlane.

Miller.  
Moore.

Absent.

Gainer.

Absent—Excused.

Martin.

Woodward.

#### Senate Bill No. 37.

The Chair laid before the Senate on second reading the following bill:  
By Senator Williamson:

S. B. No. 37, A bill to be entitled "An Act authorizing commissioners' courts in counties in Texas having a population of at least 202,000 inhabitants and less than 210,000 inhabitants, as shown by the census of 1920, in which are established hospitals jointly owned or operated by any city and county to levy a direct tax of not over ten cents on the valuation of one hundred dollars, for the purpose of erection of buildings, etc., and declaring an emergency."

On motion of Senator Williamson, the bill was laid on the table subject to call.

#### S. C. R. No. 8.

On motion of Senator Love, he was permitted to send up the following resolution:

Be it resolved by the Senate of Texas, the House of Representatives concurring therein, that a committee of two members of the Senate to be appointed by the Lieutenant Governor, and three members of the House to be appointed by the Speaker of the House, and they are hereby appointed, for the purpose of immediately conferring with the Governor of Texas and the Comptroller of Public Accounts, and the Attorney General, for the purpose of reporting to the Legislature, a bill which will satisfactorily dispose of the question of Confederate pensions.

LOVE.

Read and adopted.

#### Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 8.

H. B. No. 54.

#### Messages From the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,  
Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 2, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them, as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experiment Station, the North Texas Junior Agricultural College, John Tarleton Agricultural College, Prairie View State Normal and Industrial College, the University of Texas (including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso), College of Industrial Arts, Texas Technological College, East Texas State Teachers' College at Commerce, North Texas State Teachers' College at Denton, Sam Houston State Teachers' College at Huntsville, Stephen F. Austin State Teachers' College at Nacogdoches, College of Arts and Industries at Kingsville, Southwest Texas State Teachers' College at San Marcos, Sul Ross State Teachers' College at Alpine, West Texas State Teachers' College at Canyon, Texas School for the Blind and Texas School for the Deaf, for years beginning September 1, 1929, and ending August 31, 1931, and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 43, A bill to be entitled "An Act to amend Articles 6221 of Title 109 of the Revised Civil Statutes of 1925, and amended by Chapter 153 of the General Laws of the

Regular Session of the Forty-first Legislature, repealing Article 6222a of said Chapter and all other laws in conflict herewith, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to concur in Senate Amendments to H. B. No. 5 and requests the appointment of a Free Conference Committee to consider the differences between the two Houses.

The following are appointed on the part of the House:

Wallace, Finn, Reid, Westbrook, Graves of Erath.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Senate Bill No. 7.

The Chair laid before the Senate on second reading the following bill:

By Senator Pollard:

S. B. No. 7, A bill to be entitled "An Act appropriating the sum of \$510,000 out of the State Highway Fund for the purchase of site and erection and equipping of a fire-proof building in which shall be located all offices maintained by the State Highway Department in the City of Austin."

Read second time.

Senator Holbrook moved to indefinitely postpone further consideration of this bill.

#### Executive Session.

At 11:45 o'clock a. m., the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

#### After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Gov-

ernor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had the same under consideration, beg leave to make the following report:

We report the following names to the Senate, with the recommendation that they be confirmed:

Honorable Richard F. Burgess of El Paso County, to be Commissioner to represent the State of Texas in the distribution of the waters of the Rio Grande above Ft. Quitman, this position having been created by Senate Bill No. 34, passed at the First Called Session of the Forty-first Legislature.

Honorable George E. Shelley of Travis County to be a member of the State Library and Historical Commission, to succeed Honorable Richard F. Burgess of El Paso County.

Honorable W. R. Smith, of Midland County, to be District Attorney for the Seventieth (70) Judicial District of Texas.

Mr. Frank W. Crook and Mr. J. W. Cain, to be public weighers in and for the city of Corpus Christi, Nueces County, Texas.

Mr. S. C. Tisdale, to be public weigher in and for the city of Port Lavaca, Calhoun County, Texas.

Respectfully submitted,

WILLIAMSON, Chairman.

Read and adopted.

#### Senate Bill No. 7.

The question recurred upon the motion to indefinitely postpone the further consideration of S. B. No. 7.

Senator McFarlane moved the previous question on the further consideration of the motion. The motion for previous question failed to receive the proper seconding.

#### Reason for Vote.

Senator Miller sent up the following reason for his vote:

I vote "no" on final passage of S. B. No. 4 because the previous question was ordered before many Senators had an opportunity to send up amendments cutting down the appropriations. Also because the bill carries an appropriation far in excess of the departmental bill two years ago and because we are appropriating more money than we have revenue.

MILLER.



**Recess.**

On motion of Senator Westbrook, the Senate at 12:00 o'clock noon, recessed until 2:00 o'clock p. m.

**After Recess.**

The Senate met at 2:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

**Point of No Quorum.**

Senator Woodul raised the point of order that no quorum was present. The roll call showed the following present:

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Pollard.
Greer.	Russek.
Holbrook.	Small.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Woodul.
McFarlane.	

**Absent.**

Gainer.	Stevenson.
Hardin.	Thomason.
Miller.	Wirtz.
Patton.	Witt.

**Absent—Excused.**

Martin.	Woodward.
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**Senate Bill No. 7.**

The question recurred upon the motion to indefinitely postpone the further consideration of S. B. No. 7. The motion was lost by the following vote:

**Yeas—5.**

Beck.	Russek.
Holbrook.	Small.
McFarlane.	

**Nays—18.**

Berkeley.	Neal.
Cousins.	Parr.
Gainer.	Parrish.
Greer.	Stevenson.
Hardin.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
Moore.	Woodul.

**Absent—Excused.**

Martin.	Woodward.
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**(Pairs Recorded.)**

Senator Cunningham (present), who would vote yea with Senator Patton (absent), who would vote nay.

Senator DeBerry (present), who would vote yea with Senator Thomason (absent), who would vote nay.

Senator Pollard (present), who would vote nay with Senator Miller (absent), who would vote yea.

Senator Hyer sent up the following amendment:

Amend S. B. No. 7, lines 12 and 13 by striking out "the State Highway Fund" and substituting therefor: "Out of the General Fund from monies not otherwise appropriated," and amending the caption to conform.

**HYER.**

The amendment was read.

Senator Wirtz sent up the following substitute for the amendment:

Amend S. B. No. 7, lines 12 and 13, by striking out the words "the State Highway Fund" and by substituting a comma for the period at the end of Section 1, and adding the following: "such funds to be paid out of the highway fund, and said fund to be reimbursed by appropriations from the general fund."

**WIRTZ.**

The substitute was read.

Senator Holbrook moved to lay the bill on the table subject to call.

Senator Moore moved to table the motion. The motion to table was lost.

The motion to lay the bill on the table subject to call prevailed by the following vote.

**Yeas—19.**

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Pollard.
Cunningham.	Russek.
DeBerry.	Stevenson.
Gainer.	Williamson.
Greer.	Wirtz.
Holbrook.	Witt.
Hornsby.	Woodul.
Love.	

**Nays—5.**

Hyer.	Parrish.
McFarlane.	Small.
Moore.	

**Absent.**

Hardin. Thomason.  
Miller. Westbrook.  
Patton.

**Absent—Excused.**

Martin. Woodward.

Senator Moore moved to have laid on the table with the bill the following amendment:

Amend S. B. No. 7, line 19, by adding the following:

"Provided also that adequate space shall be provided in said building authorized hereunder as dormitory and office quarters for free use of members of the Legislature of the State, and that said dormitory and office quarters for said legislators shall be adequately and properly furnished and equipped" and that caption to said S. B. No. 7 be amended to conform to the body of the bill.

MOORE.

**House Bill Referred.**

H. B. No. 43 was referred to Committee on State Affairs.

**Senate Bill No. 62.**

The Chair laid before the Senate on its second reading the following bill:

By Senator Miller.

S. B. No. 62, A bill to be entitled "An Act limiting the amount of white perch, crappie or bass that may lawfully be taken in one day from the public fresh waters of Denton County, Texas, prescribing penalties for violating this Act; and declaring an emergency."

The Committee report was adopted.

The bill was read second time.

Senator Miller sent up the following amendment:

Amend S. B. No. 62 by re-writing Section 1 to read as follows: "It shall be unlawful for any person to take in one day from the public fresh waters in Denton County more than twenty white perch or crappie, or more than fifteen bass, or more than twenty such fish combined. Any person violating this Act shall upon conviction be fined not less than twenty-five dollars and not more than one hundred dollars."

MILLER.

On motion of Senator DeBerry

the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 62 was put on its third reading and final passage, by the following vote:

**Yeas—26.**

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.

**Absent.**

Miller. Thomason.  
Patton.

**Absent—Excused.**

Martin. Woodward.

The amendment was read third time and finally passed by the following vote:

**Yeas—26.**

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.

**Absent.**

Miller. Thomason.  
Patton.

**Absent—Excused.**

Martin. Woodward.

**S. C. R. No. 9.**

Senator DeBerry sent up the following resolution:

Whereas, The Congress of the United States has under consideration a measure designed to relieve agriculture of many and great bur-

dens that have been weighing this industry down for the past few years, and

Whereas, The application of the provisions of the farm relief measure will require the experience of the best and most successful men of the nation, and

Whereas, Texas as one of the leading and most important agricultural States in the Union is entitled to recognition for membership on the Farm Relief Board, and

Whereas, The Honorable Eugene Black of Clarksville, Texas, has for many years represented one of the most important and leading sections of Texas in the Congress of the United States, and

Whereas, Honorable Mr. Black has during his service in the Congress of the United States taken an active and leading part in the enactment of wise and proper legislation for the protection of agriculture, and

Whereas, Honorable Mr. Black is a successful business man who possesses a keen insight into the needs of the agriculture throughout the nation, and

Whereas, Honorable Mr. Black is recognized throughout Texas as a man of unusual ability, representative of the entire citizenship of the State, and one who, as a member of the Farm Relief Board, would reflect the highest type of ability, honesty, integrity and success; and one who would deal fairly and impartially with the many conflicting interests of the nation as a whole.

Therefore be it resolved by the Senate of the State of Texas, the House of Representatives concurring, that we urge upon the Honorable Herbert Hoover, President of the United States, that in forming the Farm Relief Board he appoint the Honorable Eugene Black of Texas to membership on the said Board; be it further

Resolved, That it is the sense of the Legislature of Texas that in the appointment of the Honorable Mr. Black to so responsible a post such appointment would meet the wishes and approval of the agricultural, commercial and professional interests of the Lone Star State.

DeBERRY,  
MOORE.

Read and adopted.

### Senate Bill No. 8.

The Chair laid before the Senate on its second reading the following bill:

By Senator Pollard.

S. B. No. 8, A bill to be entitled "An Act making appropriation for the support and maintenance of Dickson Colored Orphanage for the remainder of the fiscal year ending August 31, 1929, and ratifying, confirming and approving the acceptance by the State of said Orphanage property heretofore made by Resolution of the Legislature; and declaring an emergency."

The bill was read second time.

Senator Pollard sent up the following amendments:

Amend S. B. No. 8 by adding at the end of Section 1 the following words:

"The Board of Control shall operate said orphanage in the same manner as provided by law for other eleemosynary institutions."

POLLARD.

Read and adopted.

Amend said bill by inserting in the caption just before the words: "declaring an emergency" the following words:

"providing for the operation of said orphanage."

POLLARD.

Read and adopted.

The bill as amended passed to engrossment.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 8 was put on its third reading and final passage, by the following vote:

Yeas—21.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Stevenson.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	

Absent.

Cunningham.	Patton.
Greer.	Small.
Miller.	Thomason.
Parrish.	Woodul.

**Absent—Excused.**

Martin. Woodward.

The bill was read third time and finally passed by the following vote:

**Yeas—22.**

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Moore.	Witt.

**Nays—1.**

McFarlane.

**Absent.**

Cunningham.	Patton.
Greer.	Thomason.
Miller.	Woodul.

**Absent—Excused.**

Martin. Woodward.

**Senate Bill No. 47.**

The Chair laid before the Senate on its second reading the following bill:

By Senator Patton:

S. B. No. 47, A bill to be entitled "An Act making an appropriation for the erection of a Memorial Building in memory of David Crockett, Texas hero of the Alamo, in a park now owned by the city of Crockett; etc., and declaring an emergency."

On motion of Senator Pollard, the bill was laid on the table subject to call.

**Senate Bill No. 17.**

The Chair laid before the Senate on its second reading the following bill:

By Senator Wirtz and others.

S. B. No. 17, A bill to be entitled "An Act making better provision for the regulation of the sale and dealings in stocks, bonds and securities in this State, etc., and declaring an emergency."

The bill was read second time.

Senator McFarlane moved to lay the bill on the table subject to call.

Senator Wirtz moved to table the motion. The motion to table prevailed by the following vote:

**Yeas—16.**

Beck.	Pollard.
Hardin.	Russek.
Holbrook.	Stevenson.
Hornsby.	Westbrook.
Love.	Williamson.
Neal.	Wirtz.
Parr.	Witt.
Parrish.	Woodul.

**Nays—7.**

Berkeley.	McFarlane.
DeBerry.	Moore.
Gainer.	Small.
Hyer.	

**Absent.**

Cunningham.	Patton.
Greer.	Thomason.
Miller.	

**Absent—Excused.**

Woodward.

**(Pair Recorded).**

Senator Cousins (present), who would vote nay with Senator Martin (absent), who would vote yea.

Senator Woodul moved the previous question on the engrossment of the bill. The motion prevailed.

**Free Conference Granted.**

The Senate voted to grant the request of the House for a Free Conference Committee on H. B. No. 5.

**Message from the Governor.**

The Chair recognized the Door-keeper, who introduced a messenger from the Governor with the following message:

Executive Office,

Austin, Texas, June 12, 1929.

To the Honorable Senate:

Subject to your confirmation, I have named Honorable R. C. Eckhardt, of Kleberg County, as a member of the Board of Regents of the Texas College of Arts and Industries, at Kingsville, to succeed Honorable O. W. Killam, resigned.

Respectfully submitted,  
(Signed) DAN MOODY.

Governor of Texas.

Read and referred to the Committee on Governor's Nominations.

**Adjournment.**

On motion of Senator Small, the Senate, at 5:00 o'clock p. m., adjourned until 10:00 o'clock tomorrow morning.

**APPENDIX.****Petitions and Memorials.****(TELEGRAM)**

Tyler Texas, June 11, 1929.

Hon. Barry Miller, President of the Senate.

Austin, Texas.

The East Texas Peace Officers Association now in session at Tyler heartily endorse the certificate of title anti theft bill as introduced.

East Texas Peace Officers Association.

JIM HARRIS, Secretary.

**Committee on Engrossed Bills.**

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 97 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 24 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 89 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No.

80 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 106 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 65 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 4 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 59 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 29 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on En-

grossed Bills, have had S. B. No. 62 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 12, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 8 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

#### Committee Reports.

Committee Room,  
Austin, Texas, June 12, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 2, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experimental Station; The North Texas Junior Agricultural College; John Tarleton Agricultural College; Prairie View State Normal and Industrial College; The University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso; College of Industrial Arts; Texas Technological College; East Texas State Teachers College at Commerce; North Texas State Teachers College at Denton; Sam Houston State Teachers College at Huntsville; Stephen F. Austin State Teachers College at Nacogdoches; College of Arts and Industries at Kingsville; Southwest Texas State Teachers College at San Marcos; Sul Ross State Teachers College at Alpine; West Texas State Teachers College at Canyon; Texas School for the Blind and Texas School for the Deaf; for years beginning September 1, 1929, and ending August 31, 1931, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass,

but that the following committee substitute be passed and be not printed inasmuch as it is an exact copy of S. B. No. 6 as it passed the Senate.

POLLARD, Chairman.

Committee Room,  
Austin, Texas, June 12, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Insurance to whom was referred

S. B. No. 111, A bill to be entitled "An Act defining building and loan associations, providing for their incorporation and prescribing the terms, conditions and regulations upon which such companies may carry on their business in Texas, prescribing the terms and conditions upon which foreign building and loan associations may carry on their business in Texas, prescribing penalties for violation of the provisions of the Act, repealing acts and parts of acts in conflict herewith, and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass with the following Committee Amendments:

#### Committee Amendment No. 1.

Amend S. B. No. 111, Section 29 by striking out said Section and inserting in lieu thereof the following:

"Section 29. Existing Associations. All Texas building and loan associations, now or hereafter organized, and all foreign associations, now or hereafter organized to do business in Texas, shall continue their corporate existence and power and be subject to the provisions of this act in like manner as corporations which are incorporated hereunder."

#### Committee Amendment No. 2.

Amend Section 38 (1) S. B. No. 111, by adding: Sub-Section "E" reading as follows:

E. On first mortgages secured by improved real property worth 50 per cent more than amount of loan and which may be repaid in monthly installments as may be provided in the deed of trust, or other liens or contracts.

#### Committee Amendment No. 3.

Amend S. B. No. 111, Section 41

by adding thereto: But nothing herein shall be held to validate or invalidate any existing contract.

Committee Amendment No. 4.

Amend S. B. No. 111, Section 47 by striking out the first sentence of said Section, which sentence begins with the words "No building and loan association" and ends with the words "With respect thereto," and by adding in lieu of said sentence following so that the first sentence of said Section shall read as follows:

"Sec. 47. Withdrawals. No building and loan association shall permit any member to withdraw any portion of his investment in excess of \$500.00 in any one month without thirty days' written notice to the association, and any withdrawal must be made subject to the provisions of the by-laws with respect thereto, providing, however, that whenever the association has on hand idle funds it may pay same out to its members when and as may be determined by the Board of Directors, and provided in by-laws approved by the Board of Insurance Commissioners."

Committee Amendment No. 5.

Amend S. B. No. 111, Section 53 by striking out the entire Section and by adding in lieu thereof the following so that said Section shall read as follows:

"Sec. 53. Member not Disqualified to Take Acknowledgements or Proof of Written Instrument. No notary public or other public officer qualified to take acknowledgements or proofs of written instruments shall be disqualified from taking the acknowledgement or proof of an instrument in writing in which a building and loan association is interested, by reason of his membership or stockholding in or employed by the building and loan association interested in such instrument, and any such acknowledgements heretofore taken are hereby validated."

Committee Amendment No. 6.

Amend S. B. No. 111, Section 77 by striking out the entire Section and by adding in lieu thereof the following, so that said Section shall read as follows:

"Sec. 77. Repealing Conflicting Acts. All Acts and parts of Acts in

conflict herewith be and the same are hereby repealed, provided, however, that corporations organized and now operating under the existing building and loan laws of this State shall continue their corporate existence and powers subject to all other provisions of this Act. It is provided further that in case any section or clause, sentence, paragraph or part of this Act shall for any reason be adjudged by any court of competent or final jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Act but shall be confined in its operation to the section, clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall have been rendered."

Committee Amendment No. 7.

Amend S. B. No. 111, Section 59, by adding to sub-section 3 of said section, the following:

"If the business of such association in this State be solely that of lending money in this State, and it sells none of its stock in this State except where loans are actually made on real estate in this State for the full amount of the stock so sold, and made at the time of the sale of such stock, then in such event, the provision of this section, requiring a deposit or bond of One Hundred Thousand Dollars shall not apply."

And that the same be printed in bill form.

MOORE, Chairman.

Committee Room.

Austin, Texas, June 12, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Highways and Motor Traffic, to whom was referred

S. B. No. 28. A bill to be entitled "An Act to create Road District No. 5 in Brazoria County, Texas; validating and approving all orders made by the commissioners' court of said county in respect to the organization of said district; validating the authorization of certain road bonds heretofore voted in said Road District No. 5 but not issued and sold, and their issue and sale legally authorized, and providing that when said bonds are issued and sold they shall become binding obligations of

said Road District No. 5; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WITT, Chairman.

Committee Room,  
Austin, Texas, June 11, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Public Health, to whom was referred

S. B. No. 116, A bill to be entitled "An Act to amend Sections 27 and 28 of H. B. No. 104, Providing for the regulation of Barber Shops and Barber Schools; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed in the Journal.

BECK, Chairman.

By Williamson. S. B. No. 116.

#### A BILL

#### To Be Entitled

An Act to amend Sections 27 and 28 of H. B. No. 104, passed at the First Called Session of the Forty-first Legislature, providing that the Board shall select a president and secretary; authorizing the selection and maintenance of a suitable office in Austin, Texas; providing for a seal; providing for the keeping of a record of the proceedings of the Board and of all money received and deposited; providing for the creation of a special fund; making an appropriation of such fund to and for the use of the State Board of Barber Examiners to carry out the purposes of this Act and of H. B. No. 104; providing how the money shall be withdrawn from the State Treasury; providing that the State Board of Barber Examiners may promulgate rules and regulations for the conduct of said Board; providing that the State Board of Health shall promulgate and adopt sanitary rules and regulations to be observed by barber shops and barber schools; providing for the inspection of barber shops and barber schools by the State Board of Health or under its authority; providing for

the distribution of all rules and regulations promulgated; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Sec. 27 of H. B. No. 104, passed at the First Called Session of the Forty-first Legislature, be, and the same is hereby amended so as to read as follows:

"Sec. 27. The State Board of Barber Examiners shall elect one of its members as president, and shall elect a secretary and such other employees, as may be necessary, to carry out the provisions of this Act and H. B. No. 104 and provide for the compensation of such secretary and other employees. Said Board shall provide and equip suitable quarters for the maintenance of its office in the City of Austin, Texas, and shall adopt rules and regulations for the transaction of the business herein provided for, including a common seal for the authentication of its orders, certificates and records. The secretary shall keep a record of all proceedings of the Board and shall be the custodian of all such records and shall receive and receipt for all money collected by the Board. All money so received shall be immediately deposited with the State Treasurer, who shall credit same to a special fund to be as 'State Board of Barber Examiners Fund,' which money shall be drawn from said special fund upon claims made therefor by the Board to the Comptroller; and if found correct, to be approved by him and vouchers issued therefor, and countersigned and paid by the State Treasury, which special fund is hereby appropriated for the purpose of carrying out all the provisions of this Act. That annually at the close of business on August 31 of each year a complete report of the business transacted by the Board showing all receipts and disbursements shall be made by the Board to the Governor of the State of Texas.

The secretary shall give a surety bond, payable to the State of Texas in the sum of \$5,000.00, conditioned for the faithful performance of his duties as secretary, to be approved by the Board and filed with the State Comptroller. A majority of the Board in meetings duly assembled may perform and exercise all



the duties and powers devolving upon the Board.

The compensation of the members of the Board shall be a per diem of \$10.00 per day for each day, exclusive of Sunday, when performing their duties at the main office in Austin, Texas, and \$10.00 per day, inclusive of Sunday, when performing their official duties when away from the main office at Austin, Texas, and in addition to the per diem provided for herein, they shall be entitled to their actual traveling expenses. Each Board member shall make out, under oath, a complete itemized statement of the number of days engaged and the amount of their expenses when presenting same for payment."

Sec. 2. That Sec 28 of H. B. No. 104, passed at the First Called Session of the Forty-first Legislature, be, and the same is hereby amended to read as follows:

"Sec. 28. The State Board of Health shall make, establish and promulgate reasonable sanitary rules and regulations for the conduct of barber shops and barber schools. Said Board by and through the Health Department of the State of Texas, shall have authority, and it is made its duty to enter upon the premises of all barber shops and barber schools and inspect same at any time during business hours. That a copy of the sanitary rules and regulations adopted by said Board shall be furnished to the secretary of the State Board of Barber Examiners who shall in turn forward to each barber and barber school a copy of same. That a copy of the sanitary rules and regulations promulgated and adopted by the State Board of Health shall be kept posted in all barber shops and barber schools in this State.

Sec. 3. The fact that Sections 27 and 28 of H. B. No. 104, passed at the First Called Session of the Forty-first Legislature, are unworkable and are objectionable to the Governor, and the fact that it is desirable and would be advantageous to amend said two sections authorizes the suspension of the constitutional rule requiring bills to be read on three several days in each House and said rule is hereby suspended, and this Act shall be in force and effect from and after its passage, and it is so enacted.

## NINTH DAY.

Senate Chamber,  
Austin, Texas,

Thursday, June 13, 1929.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russell.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent—Excused.

Martin. Small.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

## Petitions and Memorials.

(See Appendix.)

## Committee Reports.

(See Appendix.)

## Bills and Resolutions.

By Senator Pollard.

S. B. No. 130, A bill to be entitled "An Act making appropriations out of the State Highway Fund to pay claims of certain persons, firms and corporations for money erroneously paid to the State Highway Fund for license fees on seating capacity of motor vehicles as provided by Article 820 to the Penal Code of Texas; etc., and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Love.

S. B. No. 131, A bill to be entitled